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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JULY 13, 2001

REQUEST OF

DELMARVA POWER & LIGHT COMPANY

CASE NO. PUE010366

For waiver of certain provisions
of the Rules Governing Retail Access
to Competitive Energy Services

ORDER PERMITTING RESPONSES TO REQUEST

On June 19, 2001, the State Corporation Commission ("Commission") entered an order in Case No. PUE010013 adopting Rules Governing Retail Access to Competitive Energy Services ("Retail Access Rules"), 20 VAC 5-312-10 et seq., effective August 1, 2001, to be applicable to the implementation of full or phased-in retail access to competitive energy services in the service territory of each local distribution company. The Retail Access Rules provides that a request for waiver of any provisions of the Retail Access Rules shall be considered by the Commission on a case-by-case basis. Any waiver may be granted upon such terms and conditions as the Commission may impose.

On July 6, 2001, Delmarva Power & Light Company ("Delmarva" or the "Company") filed a request for the Commission to consider a waiver of 20 VAC 5-312-80 F and 20 VAC 5-312-80 H of the Retail Access Rules. In support of its request, Delmarva states

20 VAC 5-312-80 F will prohibit the Company from honoring the most recent request for enrollment in its Virginia service area. In both Maryland and Delaware, Delmarva is required to honor the most recent request for enrollment of a customer submitted by a competitive service provider ("CSP"). The Company argues that it would be easier for CSPs, which will likely be providing service in Maryland and Delaware, to follow the same practice in Virginia, and that it would be disruptive and expensive for Delmarva to change its system practices and procedures for the relatively few customers it serves in Virginia. The Company also indicates that 20 VAC 5-312-80 H allows for a special meter reading and resulting enrollment to become effective on the date of such reading, but that switching CSPs on the basis of special meter reading cannot be done using Delmarva's existing billing system.

NOW UPON CONSIDERATION of the request, we find that this matter should be docketed and that interested parties and Staff should have the opportunity to respond to Delmarva's request. We also find that the Company should be permitted to respond to any comments filed in response to its request.

Accordingly, IT IS ORDERED THAT:

- (1) This matter shall be docketed as Case No. PUE010366.
- (2) Delmarva shall promptly make a copy of its request available at no charge. Copies of the request may be obtained

by contacting counsel for Delmarva, Guy T. Tripp III, Esquire, Hunton & Williams, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074. The request may also be reviewed during regular business hours at the Commission's Document Control Center, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia.

(3) On or before July 27, 2001, interested parties and Staff may file responses to Delmarva's request with Joel H. Peck, Clerk of the Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. A copy of a response shall be simultaneously served on counsel for the Company at the address set forth above and on Commission Staff.

(4) On or before August 6, 2001, Delmarva may reply to any comments filed by interested parties and Commission Staff with the Clerk of the Commission at the address set forth above. A copy of a reply shall be simultaneously served on the interested party and on Commission Staff.

(5) This matter is continued for further orders of the Commission.